

ORDINANCE NO. 1574

AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MDI  
AMENDING EXCLUSIVE FRANCHISE FOR WASTE DISPOSAL SERVICES

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BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LODI AS FOLLOWS:

WHEREAS, the Lodi City Council on September 7, 1988 entered into an exclusive contract with Lodi Sanitary City Disposal Company, Inc. for the exclusive right to provide refuse collection services for the City of Lodi; and

WHEREAS, Paragraph 27 of said agreement relating to "Contractor Compensation" specifies that the contractor shall receive a franchise fee in the amount of 6% of monies received for refuse collection and transportation; and

WHEREAS, when the City Council adopted the new rates for the curb side recycling program, it was agreed that the City would reduce the franchise fee from 6% to 4.8% in order to lower the collection and transportation rates;

NOW, THEREFORE, THE MDI CITY COUNCIL ORDAINS that the exclusive contract with Lodi Sanitary City Disposal Company, Inc. is amended as follows:

SECTION 1. Paragraph 27 shall read:

27. Contractor Compensation

"City shall remit to Contractor each Friday, the net collections in the previous week after deducting from collections a 4.8%


franchise fee. City hereby agrees to keep and maintain proper records of its collection hereunder and to make such records available to Contractor or its authorized agent for audit at any reasonable time in the office of the City of Lodi Finance Department."

SECTION 2. An addendum to the exclusive franchise agreement reflecting the amendment to paragraph 21 is on file in the office of the City Clerk.

SECTION 3. All ordinances and parts of ordinances in conflict herewith are repealed insofar as such conflict may exist.


SECTION 4. This urgency ordinance shall be published one time in the "Lodi News Sentinel", a daily newspaper of general circulation printed and published in the City of Lodi and shall be in force and take effect immediately.

Approved this 7th day of April 1993



PHILLIP A. PENNINO  
MAYOR

Attest:

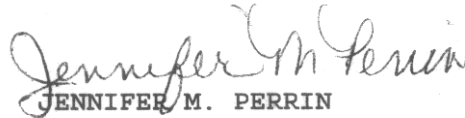
  
JENNIFER M. PERRIN  
City Clerk

State of California  
County of San Joaquin, ss.

I, Jennifer M. Perrin, City Clerk of the City of Lodi, do hereby certify that Ordinance No. 1574 was adopted as an urgency ordinance at a regular meeting of the City Council of the City of Lodi held April 7, 1993 and was thereafter passed, adopted and ordered to print by the following vote:

Ayes:	Council Members -	Mann, Sieglock, Snider and Pennino (Mayor)
Noes:	Council Members -	Davenport
Absent:	Council Members -	None
Abstain:	Council Members -	None

I further certify that Ordinance No. 1574 was approved and signed by the Mayor on the date of its passage and the same has been published pursuant to law.

  
JENNIFER M. PERRIN  
City Clerk

Approved as to Form



BOB McNATT  
City Attorney

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